

1 Lawrence J. Gornick, Bar No: 136230 (415) 646-7160
2 LEVIN SIMES KAISER & GORNICK, LLP
3 44 Montgomery Street
4 San Francisco CA 94104

5 Representing: Plaintiff File No.9000-Seabold
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8 United States District Court

9 Northern District of California
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11

12 Seabold

13 Plaintiff/Petitioner
14 vs

15
16 Bayer Healthcare Pharmaceuticals, Inc., et al.

17 Defendant/Respondent
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Case No: CV-08-1367-EMC

Proof of Service of:

Original Complaint - Demand for Trial, Civil
Cover Sheet, Order Setting Initial Case
Management Conference and ADR Deadlines,
USDCSF Information, Notice of Assignment of US
Magistrate, Summons.

Service on:

Covidien, Inc.

BY FAX

Hearing Date:

Hearing Time:

Div/Dept:

PROOF OF SERVICE

FF# 6658537

POS-010

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Lawrence J. Gornick, 136230 LEVIN SIMES KAISER & GORNICK, LLP 44 Montgomery Street 36th Floor San Francisco, CA 94104 TELEPHONE NO.: (415) 646-7160 ATTORNEY FOR (Name): Plaintiff	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF United States District Court 450 Golden Gate Avenue San Francisco, CA 94102-3483	
PLAINTIFF/PETITIONER: Seabold DEFENDANT/RESPONDENT: Bayer Healthcare Pharmaceuticals, Inc., et al.	CASE NUMBER: CV-08-1367-EMC
PROOF OF SERVICE OF SUMMONS	Ref. No. or File No.: 9000-Seabold

1. At the time of service I was a citizen of the United States, at least 18 years of age and not a party to this action.
2. I served copies of: Original Complaint - Demand for Trial, Civil Cover Sheet, Order Setting Initial Case Management Conference and ADR Deadlines, USDCSF Information, Notice of Assignment of US Magistrate, Summons.

BY FAX

3. a. Party served: Covidien, Inc.

b. Person Served: CT Corporation, Margaret Wilson - Person authorized to accept service of process

4. Address where the party was served: 818 WEST SEVENTH STREET
LOS ANGELES, CA 90017

5. I served the party

a. **by personal service.** I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) or (date): 3/12/2008 (2) at (time): 2:50 PM

6. The "Notice to the Person Served" (on the summons) was completed as follows:

c. on behalf of:

Covidien, Inc.

under: CCP 416.10 (corporation)

7. Person who served papers

- a. Name: Jimmy Lizama
- b. Address: One Legal - 194-Marin
504 Redwood Blvd #223
Novato, CA 94947
415-491-0606
- c. Telephone number:
- d. The fee for service was: \$ 14.95
- e. I am:
 - (3) registered California process server.
 - (i) Employee or independent contractor.
 - (ii) Registration No. 4553
 - (iii) County LOS ANGELES

8. I declare under penalty of perjury under the laws of the United States of America and the State of California that the foregoing is true and correct.

Date: 3/13/2008

Jimmy Lizama

(NAME OF PERSON WHO SERVED PAPERS)

(SIGNATURE)